

## **REMARKS/ARGUMENTS**

In response to the Examiner's final Office Action of August 4, 2008 the Applicant respectfully submits the accompanying terminal disclaimer and Amendment of the claims, and the below Remarks.

### ***Regarding Amendment***

In the Amendment:

independent claim 1 is amended to specify that to specify that the print head assembly is arranged to provide for printing of the non-coated paper with a feed rate of 2 metres per second. Support for these amendments can be found at page 7, lines 10-19 of the present specification; and

dependent claims 8 and 9 are unchanged.

It is respectfully submitted that the Amendment does not add any new matter to the present application, nor any new issues to the prosecution of the present application.

### ***Regarding Non-Statutory Double Patenting Rejection***

With respect to the Examiner's provisional and non-provisional non-statutory double patenting rejections of claim 1 over claim 1 of each of copending Application Nos. 10/760,220, 10/760,237 and 10/760,180 and US Patent No. 7,002,664 in view of Kobayashi, the Applicant submits herewith a Terminal Disclaimer in compliance with 37 C.F.R. 1.321(c); the present application, Application Nos. 10/760,220, 10/760,237 and 10/760,180, and US Patent No. 7,002,664 being commonly owned by the Applicant.

### ***Regarding 35 USC 103(a) Rejections***

It is respectfully submitted that the subject matter of amended independent claim 1, and claims 8 and 9 dependent therefrom, is not taught or suggested by Koike in view of Kobayashi, for at least the following reasons.

As previously argued by the Applicant, Koike is specifically directed to printing coated or laminated media (see paragraphs [0050]-[0076]), not non-coated paper as required by the claimed invention.

Further, Kobayashi only discloses printing resolutions, maximum recording frequencies, driving waveform time widths and minimum pixel dividing numbers which provide for sheet feed speeds of up to 0.27 meters per second (see Table 1 and paragraphs [0058], [0065]-[0067], [0073]-[0078] and [0111]-[0112]), and therefore does not teach or suggest a feed rate of 2 meters per second, as required by the claimed invention.

It is noted that the Examiner still refers to independent claim 1 as reciting "up to" 2 meters per second. However, in the Applicant's previous Amendment independent claim 1 was amended to replace "up to" with --of--.

Thus, there is no combination of Koike and Kobayashi that one of ordinary skill in the art would make based on the disclosures of Koike and Kobayashi that would result in the claimed invention.

It is respectfully submitted that all of the Examiner's rejections have been traversed. Accordingly, it is submitted that the present application is in condition for allowance and reconsideration of the present application is respectfully requested.

Very respectfully,

Applicant/s:



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Kia Silverbrook



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Tobin Allen King

C/o: Silverbrook Research Pty Ltd  
393 Darling Street  
Balmain NSW 2041, Australia

Email: [kia.silverbrook@silverbrookresearch.com](mailto:kia.silverbrook@silverbrookresearch.com)  
Telephone: +612 9818 6633  
Facsimile: +61 2 9555 7762